

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 27TH NOVEMBER 2006 / 6TH AGRAHAYANA 1928

Bail Appl..No. 6970 of 2006()

.....
CRIME NO.362/06 OF BALARAMAPURAM POLICE STATION

PETITIONER/ACCUSED 1 TO 3:

1. MUKESH S/O.MOHANAN,
ANANDAKRISHNA VILASOM, PALLICHAL VILLAGE,
PERINGODE DESOM, THIRUVANANTHAPURAM.
2. MAHESH S/O.MOHANAN,
ANANDAKRISHNA VILASOM, PALLICHAL VILLAGE,
PERINNGODE DESOM, THIRUVANANTHAPURAM.
3. MOHANAN, S/O.SUKUMARAN NAIR,
ANANDAKRISHNA VILASOM, PALLICHAL VILLAGE,
PERINGODE DESOM, THIRUVANANTHAPURAM.

BY ADV. SRI.SUMAN CHAKRAVARTHY

RESPONDENT: COMPLAINANT:

STATE OF KERALA, REPRESENTED BY ITS
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 27/11/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

BAIL APPLICATION NO.6970 OF 2006

DATED THIS THE 27th DAY OF NOVEMBER, 2006

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos. 1 to 3 in Crime No.362/06 of Balaramapuram Police Station for offences punishable under Sections 324 read with section 34 I.P.C. and section 27 of the Arms Act, seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

6. The 3rd petitioner shall surrender before the Investigating Officer on any day between 29.11.2006 and 4.12.2006 for the purpose of custodial interrogation and recovery of weapons, if any.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn